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Attorneys for Federal Defendants

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION**

WILDEARTH GUARDIANS, a non-profit organization; and WILDERNESS WORKSHOP, a non-profit organization;

Plaintiffs,

v.

MARTHA WILLIAMS, in her official capacity as Principal Deputy Director of the United States Fish and Wildlife Service; and UNITED STATES FISH AND WILDLIFE SERVICE, a federal agency;

Federal Defendants.

Case No. 9:20-cv-00097-DLC

**JOINT STATUS REPORT
AND MOTION TO AMEND
THE SCHEDULING ORDER**

Per the Court's February 2, 2021 Order (ECF No. 19), Plaintiffs, WildEarth Guardians and Wilderness Workshop, and Federal Defendants, Martha Williams and the United States Fish and Wildlife Service, jointly submit the following Joint Status Report and Motion to Amend the Scheduling Order.

JOINT STATUS REPORT

Under the Court's Scheduling Order (ECF No. 19), June 1 is the deadline "for the parties' status update, including deadline to request extension of summary judgment briefing schedule if a motion challenging the administrative record is forthcoming." In accordance with the Court's Order, the parties report that they have conferred regarding the administrative record and need additional time to resolve issues related to the record.

JOINT MOTION TO AMEND THE SCHEDULING ORDER

The parties respectfully request to amend the deadlines set forth in the Court's Scheduling Order (ECF No. 19) to allow sufficient time to resolve issues related to the administrative record, including Plaintiffs' need for additional time to complete their review of documents obtained through the Freedom of Information Act. The parties have conferred and agree that the following amended deadlines would accommodate their needs:

Deadline for the parties' status update on whether a motion challenging the administrative record is forthcoming,

including deadline to request extension of summary judgment briefing schedule if such a motion is forthcoming: July 2, 2021

Deadline for motion to supplement or challenge the administrative record: July 16, 2021

Plaintiffs' motion for summary judgment and brief in support (limited to 6,500 words): July 16, 2021

Federal Defendants' combined cross-motion for summary judgment and response to Plaintiffs' motion for summary judgment (limited to 6,500 words): August 13, 2021

Plaintiffs' combined response to Federal Defendants' cross-motion for summary judgment and reply in support of their motion for summary judgment (limited to 3,250 words): September 10, 2021

Federal Defendants' reply in support of their cross-motion for summary judgment (limited to 3,250 words): October 8, 2021

Accordingly, Plaintiffs and Federal Defendants jointly request that the deadlines in the Court's February 2, 2021 Order (ECF No. 19) be amended as set forth above.

Dated: May 24, 2021

Respectfully submitted,

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/s/ Michelle M. Spatz
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CERTIFICATE OF SERVICE

I hereby certify that on May 24, 2021, I electronically filed and served the foregoing Joint Status Report and Motion to Amend the Scheduling Order on all counsel of record via the CM/ECF system.

/s/ Michelle M. Spatz

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